

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HUMAN SERVICES**

**Call to Order:** By **CHAIRMAN LOREN SOFT**, on January 18, 1999 at 3:00 P.M., in Room 104 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Loren Soft, Chairman (R)  
Rep. Roy Brown, Vice Chairman (R)  
Rep. Carolyn Squires, Vice Chairman (D)  
Rep. Chris Ahner (R)  
Rep. Edith Clark (R)  
Rep. Bob Davies (R)  
Rep. Tom Dell (D)  
Rep. Mary Anne Guggenheim (D)  
Rep. Chase Hibbard (R)  
Rep. Verdell Jackson (R)  
Rep. Billie Krenzler (D)  
Rep. Ralph Lenhart (D)  
Rep. Brad Molnar (R)  
Rep. Trudi Schmidt (D)  
Rep. Jim Shockley (R)  
Rep. Bruce Simon (R)  
Rep. Bill Thomas (R)  
Rep. Carol Williams (D)

**Members Excused:** Rep. Shockley

**Members Absent:** None.

**Staff Present:** David Niss, Legislative Branch  
Jaelene Racicot, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

##### **Committee Business Summary:**

Hearing(s) & Date(s) Posted: HB 266  
Executive Action: HB 266 Do Pass As Amended 17-0  
HB 85 Do Pass As Amended 15-2  
HB 70 Do Pass As Amended 17-0

A letter written by Dr. Robert Kautz was handed in to the committee members. **EXHIBIT**(huh13a01) {Tape : 1; Side : A; Approx. Tape Counter : 0 - 20}

HEARING ON HB 266

Opening Statement by Sponsor: REP. MARY ANN GUGGENHEIM, HD 55, introduced the bill. See **EXHIBIT**(huh13a02) {Tape : 1; Side : A; Approx. Tape Counter : 20 - 208}

Proponents' Testimony: Joanie Heydon, self {Tape : 1; Side : A; Approx. Tape Counter : 208 - 228}

Dean Heydon, self {Tape : 1; Side : A; Approx. Tape Counter : 228 - 239}

Mary Musil, M.S., R.D., Nutritionist Montana Metabolic Team. See **EXHIBIT**(huh13a03) {Tape : 1; Side : A; Approx. Tape Counter : 239 - 337}

Claudia Clifford, Montana State Auditor's Office. {Tape : 1; Side : A; Approx. Tape Counter : 337 - 363}

Dave Krainacker, Helena Family Physician {Tape : 1; Side : A; Approx. Tape Counter : 363 - 438}

Dale Stoverud, Clinic Pharmacy {Tape : 1; Side : A; Approx. Tape Counter : 438 - 515} Mr. Stoverud's testimony continued through to {Tape : 1; Side : B; Approx. Tape Counter : 0 - 5}

Beda Lovitt, Montana Medical Association {Tape : 1; Side : B; Approx. Tape Counter : 5 - 16}

Opponents' Testimony:

None

Informational Testimony: Michael Spence, Medical Officer in the Health Policy and Services Division of the Department of Public Health and Human Services. See **EXHIBIT**(huh13a04) {Tape : 1; Side : B; Approx. Tape Counter : 16 - 43}

Questions from Committee Members and Responses:

{Tape : 1; Side : B; Approx. Tape Counter : 43 - 166}

**Closing by Sponsor:** REP. GUGGENHEIM closed. {Tape : 1; Side : B; Approx. Tape Counter : 166 - 186}

**EXECUTIVE ACTION ON HB 85**

**Motion:** REP. SIMON moved DO PASS. {Tape : 1; Side : B; Approx. Tape Counter : 186 - 191}

**Motion:** REP. SIMON moved an AMENDMENT. See EXHIBIT(huh13a05) {Tape : 1; Side : B; Approx. Tape Counter : 191 - 192}

**Discussion:** {Tape : 1; Side : B; Approx. Tape Counter : 192 - 232}

**Vote:** The motion carried. {Tape : 1; Side : B; Approx. Tape Counter : 232 - 234}

**Motion:** REP. SQUIRES moved AN AMENDMENT. See EXHIBIT(huh13a06) {Tape : 1; Side : B; Approx. Tape Counter : 234 - 235}

**Discussion:** {Tape : 1; Side : B; Approx. Tape Counter : 235 - 515} Discussion continued by committee members through to {Tape : 2; Side : A; Approx. Tape Counter : 0 - 32}

**Vote:** A roll call vote was taken. The motion failed 5-12 receiving no vote from REP. SHOCKLEY. {Tape : 2; Side : A; Approx. Tape Counter : 32 - 43}

**Motion/Vote:** REP. SIMON moved HB 85 DO PASS AS AMENDED. Motion carried 15-2. No vote was received by REP. SHOCKLEY. {Tape : 2; Side : A; Approx. Tape Counter : 43 - 53}

**EXECUTIVE ACTION ON HB 266**

**Motion:** REP. LENHART moved HB 266 DO PASS. {Tape : 2; Side : A; Approx. Tape Counter : 53 - 54}

**Discussion:** {Tape : 2; Side : A; Approx. Tape Counter : 54 - 68}

**Motion:** REP. GUGGENHEIM moved an AMENDMENT DO PASS. {Tape : 2; Side : A; Approx. Tape Counter : 68 - 69}

**Discussion:** {Tape : 2; Side : A; Approx. Tape Counter : 69 - 99}

**Vote:** Motion carried 17-0. {Tape : 2; Side : A; Approx. Tape Counter : 99 - 100}

**Motion/Vote:** REP. GUGGENHEIM moved HB 266 DO PASS AS AMENDED.  
**Motion carried 17-0.** No vote was received by REP. SHOCKLEY {Tape : 2; Side : A; Approx. Tape Counter : 100 - 105}

**EXECUTIVE ACTION ON HB 70**

**Mr. Niss** explained the amendment to HB 70. See **EXHIBIT**(huh13a07)  
{Tape : 2; Side : A; Approx. Tape Counter : 105 - 211}

**Motion:** REP. SCHMIDT moved HB 70. {Tape : 2; Side : A; Approx. Tape Counter : 211 - 215}

**Motion/Vote:** REP. SCHMIDT moved an **AMENDMENT**. The motion carried. See exhibit 7 {Tape : 2; Side : A; Approx. Tape Counter : 215 - 221}

**Motion:** REP. LENHART moved HB 70 DO PASS AS AMENDED. {Tape : 2; Side : A; Approx. Tape Counter : 221 - 222}

**Vote:** The motion carried. A proxy vote received by REP. SIMON indicating a favorable vote. No vote was received by REP. SHOCKLEY. {Tape : 2; Side : A; Approx. Tape Counter : 222 - 225}

**ADJOURNMENT**

Adjournment: 4:36 P.M.

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REP. LOREN SOFT, Chairman

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JAELENE RACICOT, Secretary

LS/JR

**EXHIBIT** (huh13aad)